

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Hartmut GRUND, et al.

SERIAL NUMBER: 10/518,536

FILED: 30 December 2004

FOR:           BLAXIAL STRETCH TUBULAR FILM WITH FIVE LAYERS FOR THE  
                  PACKAGING AND COVERING OF MEAT WITH OR WITHOUT BONES  
                  ARE PASTE-LIKE FOODSTUFFS AND USE THEREOF

**RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371**

COMMISSIONER FOR PATENTS

Box PCT

Alexandria, VA 22313

SIR:

Responsive to the notification dated July 26, 2005, and in accordance with the provisions of 35 U.S.C. 371, Applicants submit herewith a Rule 63 Declaration.

The required surcharge was paid at the time of filing the application.

The Rule 63 Declaration being filed herewith is accompanied by an English translation.

The translation is accurate (37 CFR 1.69).

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Our payment in the amount of \$-0.00- is attached hereto. If any variance exists between the amount enclosed and the required Government fee, please charge or credit the difference to our Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136 and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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## UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO 03 AUG 2005

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/518,536	Hartmut Grund	263107US0PCT

INTERNATIONAL APPLICATION NO.	
PCT/EP02/07499	
LA. FILING DATE	PRIORITY DATE
07/05/2002	

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CONFIRMATION NO. 9701

371 FORMALITIES LETTER



\*OC000000016516961\*

ET

COPY

Date Mailed: 07/26/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/30/2004
- Copy of the International Search Report filed on 12/30/2004
- Preliminary Amendments filed on 12/30/2004
- Information Disclosure Statements filed on 12/30/2004
- Request for Immediate Examination filed on 12/30/2004
- U.S. Basic National Fees filed on 12/30/2004
- Priority Documents filed on 12/30/2004

RECEIVED: 7-27-05  
 OBLON, SPIVAK, MCCLELLAND  
 MAIER & NEUSTADT, P.C.

DOCKETING DEPT

Initials/Date Docketed: mx/7-27-05  
 Type of Resp(s): DD  
 Due Date(s): 9-26-05

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,536	PCT/EP02/07499	263107US0PCT

FORM PCT/DO/EO/905 (371 Formalities Notice)